

1 BILL NO. R-84 *S-02-27*

2  
3 RESOLUTION NO. R-*78-85*

4  
5 A RESOLUTION of the Common Council  
6 of the City of Fort Wayne, Indiana  
7 setting forth the policy of the City  
of Fort Wayne, Indiana in regards to  
the annexation of the Elk Grove  
Annexation Area.

8  
9 WHEREAS, the annexation of territory to the city of Fort Wayne  
10 is a legislative function; and,

11 WHEREAS, the Common Council of the City of Fort Wayne is  
12 called upon in the preparation of the City budget to provide  
13 for the furnishing of municipal services to the entire City,  
14 including newly annexed areas; and,

15 WHEREAS, the Common Council of the Fort Wayne has before  
16 it an Ordinance for the annexation of the Elk Grove Annexation  
17 Area, more specifically described as follows, to wit:

18  
19 Part of the North half of Section 33, Township 31  
20 North, Range 12 East and part of Section 28, Township  
21 31 North, Range 12 East, Allen County, Indiana.

22  
23 Beginning at the Southeast corner of the Southwest  
24 Quarter of the Southeast Quarter of Section 28, Township  
25 31 North, Range 12 East; thence South along the East  
26 line of the Northwest Quarter of the Northeast Quarter  
27 of Section 33, Township 31 North, Range 12 East, 25  
28 feet to the South right-of-way line of Butler Road;  
29 thence West along said South right-of-way line to  
30 the intersection of the East right-of-way line of  
31 Hillegas Road; thence Northwesterly to the intersection

1                   of the North right-of-way line of Butler Road and  
2                   the East right-of-way line of Hillegas Road; thence  
3                   North along the East right-of-way line of Hillegas  
4                   Road to the intersection of the South right-of-way  
5                   line of Coliseum Blvd.; thence Northeasterly and East  
6                   along said South right-of-way line to the East line  
7                   of the Northwest Quarter Section 28, Township 31 North  
8                   Range 12 East; thence South on the East line of the  
9                   Northwest Quarter to the South line of the Northeast  
10                  Quarter of Northwest Quarter of said Section 28; thence  
11                  West along said South line 317.1 feet; thence South 00°  
12                  25 feet West and parallel to the West line of the  
13                  Southeast quarter of the said Northwest Quarter a  
14                  distance of 661 feet to the North line of the South  
15                  half of the Southeast Quarter of the Northwest Quarter  
16                  of Section 28; thence West 990 feet along the North  
17                  line of the South half of the Southeast Quarter of  
18                  said Northwest Quarter to the West line of the Southeast  
19                  Quarter of the Northwest Quarter of said section;  
20                  thence South along said West line and the West line  
21                  of the East half of the Southwest Quarter of Section  
22                  28 to the South line of said Section 28; thence East  
23                  along said South line to the point of beginning; area  
24                  containing 213 acres more or less.

25  
26                  NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF  
27                  THE CITY OF FORT WAYNE, INDIANA:

28                  SECTION 1. That in the case of the Lima Road Annexation,  
29                  it is the policy of the City of Fort Wayne to follow the provisions  
30                  of Section 1.1 of Chapter 2 of the Municipal Code of the City  
31                  of Fort Wayne, Indiana of 1974, as amended, with regards to

the provision of non-capital and capital services to the annexation area.

3 SECTION 2. That it is the policy of the City of Fort Wayne  
4 to follow the annexation fiscal plan for said described territory,  
5 as prepared by the Department of Community Development and Planning,  
6 which is attached hereto and incorporated herein.

7 SECTION 3. The said plan sets forth cost estimates of  
8 the services to be provided, the methods of financing these  
9 services, the plan for the organization and extension of these  
10 services, delineates the non-capital improvement services to  
11 be provided within one (1) year of annexation, the capital improve-  
12 ment services to be provided within three (3) years of annexation,  
13 and the plan for hiring employees of other governmental entities  
14 whose jobs will be eliminated by this annexation.

15 SECTION 4. That said plan is hereby approved and adopted  
16 by the Common Council of the City of Fort Wayne, Indiana and  
17 shall be in full force and effect upon the effective date of  
18 the Lima Road Annexation Ordinance.

Janet M. Bradbury  
COUNCILMEMBER

COUNCILMEMBER

23 | APPROVED AS TO FORM AND LEGALITY

BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by Bradbury,  
seconded by Eisbart, and duly adopted, read the second time,  
by title and referred to the Committee Zermentation (and the City  
Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Council Chambers, City-County Building, Fort Wayne  
Indiana, on 26th June 1985, the 26th day of June, at 9 o'clock A.M., E.S.T.

DATE: 2-26-85

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury,  
seconded by Zelma, and duly adopted, placed on its  
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>7</u>	<u>0</u>	<u>1</u>	<u>1</u>	
<u>BRADBURY</u>	<u>✓</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<u>BURNS</u>	<u>✓</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<u>EISBART</u>	<u>✓</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<u>GiaQUINTA</u>	<u>✓</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<u>HENRY</u>	<u>✓</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<u>REDD</u>	<u>✓</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<u>SCHMIDT</u>	<u>✓</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<u>STIER</u>	<u>✓</u>	<u>0</u>	<u>0</u>	<u>0</u>	
<u>TALARICO</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	

DATE: 6-25-85

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort  
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)  
(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. Q-7885  
on the 25th day of June, 1985.

ATTEST:

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

Mark E. GiaQuinta  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,  
on the 26th day of June, 1985,  
at the hour of 1:30 o'clock P.M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 26th day of June,  
1985, at the hour of 3:00 o'clock P.M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR., MAYOR

Admn. Appr. \_\_\_\_\_

**DIGEST SHEET****TITLE OF ORDINANCE** Elk Grove Annexation ResolutionQ-85-02-27**DEPARTMENT REQUESTING ORDINANCE** Community Development & Planning**SYNOPSIS OF ORDINANCE** Resolution confirms that the City hasdeveloped a definite policy for providing services to theElk Grove Annexation Area. It also clearly links the City'sGeneral Annexation Resolution R-56-79 as amended to the ElkGrove Annexation Ordinance.**EFFECT OF PASSAGE** The City will be more secure in meetingState Annexation Law (I.C. 36-4-3-13) requirements.**EFFECT OF NON-PASSAGE** The City is less secure in meeting therequirements of I.C. 36-4-3-13.**MONEY INVOLVED (Direct Cost, Expenditures, Savings)** To beexplained by the Fiscal Plan to be prepared by CD&P.**ASSIGNED TO COMMITTEE (J.N.)** Annexation

BILL NO.

R-85-02-27

REPORT OF THE COMMITTEE ON

ANNEXATION

WE, YOUR COMMITTEE ON

ANNEXATION

TO WHOM WAS

REFERRED AN ~~ORDINANCE~~ (RESOLUTION) of the Common Council of the  
City of Fort Wayne, Indiana setting forth the policy of the City of  
Fort Wayne, Indiana in regards to the annexation of the Elk Grove  
Annexation Area

HAVE HAD SAID ~~ORDINANCE~~ (RESOLUTION) UNDER CONSIDERATION AND BEG  
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID ~~ORDINANCE~~  
(RESOLUTION) Do Pass

YES

NO

Janet G. Bradbury JANET G. BRADBURY  
CHAIRWOMAN

John C. Henry THOMAS C. HENRY  
VICE CHAIRMAN

Samuel J. Talarico SAMUEL J. TALARICO

Paul M. Burns PAUL M. BURNS

BEN A. EISBART

CONCURRED IN

6-25-85

SANDRA E. KENNEDY  
CITY CLERK